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Robertson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Charles A. MILLER

Appl. No. 10/026,469

Filed: December 27, 2001

For: **Electronic Package with Direct
Cooling of Active Electronic
Components**

Confirmation No.: 7774

Art Unit: 2835

Examiner: Tolin, Gerald

Atty. Docket: 2026.00300000 MVM/GSB

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**DECLARATION UNDER 37 C.F.R. § 1.131
By Michael V. Messinger**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned, Michael V. Messinger, declares and states that,

1. I am a patent attorney with the firm of Sterne, Kessler, Goldstein & Fox, P.L.L.C. I have been responsible for the drafting of the above-captioned application, U.S. Patent Application No. 10/026,469, filed on December 27, 2001.

2. Prior to May 16, 2001, I began working on preparation of the above-captioned application. A compilation of the time entries pertaining to the preparation and filing of the above-captioned patent application, is attached as Exhibit A to this Declaration. Work pertaining to the above-captioned application was initially carried out under our internal docket 2026.0020000, and later carried out under our internal docket number 2026.0030000. Exhibit A shows the dates of the time entries for work on the application beginning prior to May 16, 2001, and progressing steadily up through the filing date of the application.

3. Additionally, I received a number of comments from the inventor and other reviewers. This occurred on or about June-July 2001, September 2001, October 2001 and November 2001. The initial draft of the application was prepared under our internal docket number 2026.0020000. The application was subsequently updated and revised based on the received comments under our internal docket number 2026.0030000. Copies of the cover letters of the correspondence with FormFactor, Inc. (the assignee of this application, hereafter "FormFactor") are attached as Exhibit B, evidencing the work on this application.

4. Specifically, on June 29, 2001, I received a set of comments on the initial draft of the application from FormFactor. Exhibit B, page B1.

5. On July 13, 2001, I forwarded a set of drawings to FormFactor. Exhibit B, page B2.

6. On July 23, 2001, I forwarded another draft of the application to FormFactor. Exhibit B, pages B3-B5.

7. On August 1, 2001, I received another set of comments from FormFactor. Exhibit B, page B6.

8. On August 7, 2001, I received a missing page 7 of the application from FormFactor. Exhibit B, page B7.

9. On August 15, 2001, I forwarded another draft of the application to FormFactor. Exhibit B, pages B8-B9.

10. On October 19, 2001, I received additional comments from FormFactor. Exhibit B, pages B10-B13.

11. On November 7, 2001, I forwarded another draft of the application to FormFactor. Exhibit B, pages B14-B15.

12. On November 30, 2001, I received additional comments from FormFactor. Exhibit B, page B16.

13. On December 13, 2001, I received inventor residence information from FormFactor. Exhibit B, page B17.

14. On December 14, 2001, I forwarded a final draft of the application to FormFactor. Exhibit B, pages B18-B20.

15. On December 21, 2001, I received executed documents from the inventor of the application. Exhibit B, page B21.

16. That all statements made of his own knowledge are true and that all statements made on information and belief are believed to be true; and further acknowledges that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By:  April 2, 2003
Michael V. Messinger Date